

Attorney Docket No.: TRNSV-013BC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Makower, et al.)

Art Unit: 3738

Application No. 09/710,332)

Examiner: Isabella, D.

Filed: November 9, 2000)

For: Method and Apparatus for
Transmyocardial Direct Coronary
Revascularization)

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmittal Letter

Dear Sir:

- ☐ In accordance with Rule 136, the Commissioner is hereby petitioned for a __ () month extension of time, extending to _____, 2004 the period for response to the Office action dated April 1, 2004.
- ☐ Enclosed is a certified copy of Serial No. _____ from which priority is claimed in the subject case pursuant to 37 CFR § 1.55b and 35 U.S.C. § 119.
- ☐ Enclosed is an Assignment of the invention to [Assignee], including a cover sheet and Check No. [Assignment Check No.] for \$40.
- ☐ A Declaration of Inventorship and Limited Power of Attorney is enclosed.
- ☐ A Certificate of Ownership and Power of Attorney is enclosed.
- ☒ Enclosed herewith is a reply to Notice of Non-Compliance for filing in relation to the above-identified application. Entry and consideration of this reply to Notice of Non-Compliance is requested.

05/19/2004 DBRDKS 00000003 500078 09710332

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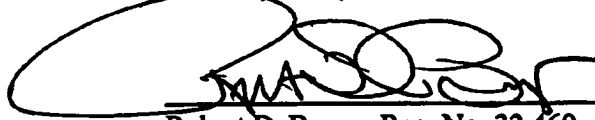
- ☐ Check No.---- is enclosed covering the additional filing fees in the amount of \$____.00, with the fees calculated as follows:

	(Col. 1) Claims Highest No. Remaining After Amendment	(Col. 2) Previously Paid For	(Col. 3) Present Additional Extra	Small Entity Additional Rate Fee	Other than a Small Entity Rate Fee
Total claims	12	- 82	= 0	x 9 \$	Or x 18 \$
Independent claims	1	- 4	= 0	x 42 \$	Or x 84 \$
First presentation of multiple dependent claims				+ 140 \$	Or + 280 \$
				Total \$	Or Total \$

- ☒ The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application processing fees required under 37 § CFR 1.17 to Deposit Account No. 50-0878.

Respectfully submitted,
STOUT, UXA, BUYAN & MULLINS, LLP

Date: May 3, 2004

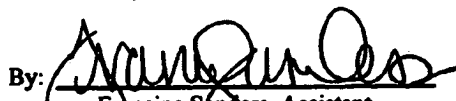

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 3, 2004.

Dated: May 3, 2004

By: 
Francine Sanders, Assistant